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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA AT SACRAMENTO

CAL FRUIT INTERNATIONAL, INC.,

Plaintiff,

V.

JEANNE SPAICH; INTERNAL
REVENUE SERVICE; and DOES 1-20.

Defendants

Civil No. 04-CV-2494 FCD-KJM

**STIPULATION FOR THIRTY-DAY
EXTENSION OF DISCOVERY PERIOD
“MODIFIED”**

Plaintiff Cal Fruit International, Inc., defendant Jeanne Spaich, and defendant the United States of America, on behalf of the Internal Revenue Service, by and through their undersigned attorneys, hereby stipulate to and jointly move the Court for a thirty-day extension of the discovery period, until November 30, 2005. In support thereof, the parties state as follows:

1. The parties do not anticipate this extension will affect the other pretrial deadlines set by this Court.

2. This extension is made to allow the parties to conduct depositions and fully explore any possibility of settlement before trial.

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1 Respectfully submitted this 13th day of October, 2005.

2 Respectfully Submitted,

3 /s/ Brian C. Hamman

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22 /s/ Richard A. Latterell

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30 The court finds good cause exists and the discovery deadline is extended to November 30, 2005.

31 However, in light of this extension the court also extends the last date for hearing of dispositive motions
32 to January 23, 2006. All other dates as set in the Status Order shall remain in effect.

33 IT IS SO ORDERED.

34 Dated this 14th day of October, 2005.

35 /s/ Frank C. Damrell Jr.

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37 HONORABLE FRANK C. DAMRELL JR.
38 United States District Judge